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RR RUEHWEB

DE RUEHMU #1298/01 3431438  
ZNR UUUUU ZZH  
R 091438Z DEC 09  
FM AMEMBASSY MANAGUA  
TO RUEHC/SECSTATE WASHDC 0252  
INFO WHA CENTRAL AMERICAN COLLECTIVE  
RUEATRS/DEPT OF TREASURY WASHINGTON DC

UNCLAS MANAGUA 001298

SENSITIVE  
SIPDIS  
STATE FOR WHA/CEN, EEB/IFD/OIA, AND L/CID  
STATE ALSO FOR WHA/EPSC  
STATE PASS TO USTR  
TREASURY FOR INL AND OWH

E.O. 12958: N/A  
TAGS: [EINV](#) [ECON](#) [KIDE](#) [CASC](#) [NU](#)  
SUBJECT: NICARAGUA: GON ASSERTS BETTER COOPERATION ON ADVANCING U.S. CITIZEN CLAIMS  
REF: MANAGUA 1256; MANAGUA 1166

SUMMARY

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[1](#)1. (SBU) During the December 3 Property Working Group meeting, Government of Nicaragua (GON) officials highlighted that the GON had resolved 4

GON RESOLVES 42 CLAIMS BY NOVEMBER

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[1](#)2. (SBU) On December 3, Econoff held the monthly Property Working Group meeting with Ruth Zapata, Head of the Office of Assessment and Quantif

SETTLING CLAIMS UNDER GOV'T CONTROL

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[1](#)3. (SBU) CNRC President Garcia mentioned that the GON is working diligently to resolve claims under government control. She noted that the GON had settled one claim for U.S. citizen Indiana Gutierrez on November 26, whose property had been confiscated by the National Corporations of the Public Sector (CORNAP). She stated that the GON plans to resolve at least 33 claims under government control during this waiver period (Ref B), which include the Barreto case.

PARTIALLY-RESOLVED CLAIMS AND NON-WAIVER CASES

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[1](#)4. (SBU) Econoff and his staff presented a list of partially-resolved claims and non-waiver claims to GON officials and pressed them to advanc

U.S. PROPERTY CASES IN COURT ARE STILL 527 CLAIMS

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[1](#)5. (SBU) Officials pressed Econoff to remove claims from the Section 527 list that are currently in court because claimants seek the return of

COMMENT

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[1](#)6. (SBU) The resolution of 42 claims during the first half of the waiver year is positive news. The cooperation between the Embassy and working and mid-level officials on case resolution has improved this year when compared to the last two waiver periods. We believe, however, that Attorney General Hernan Estrada will attempt to leverage this progress to press us to remove claims from our Section 527 list that he alleges lack sufficient documentation or were never registered with the GON. We anticipate that Estrada will argue that the United States has not demonstrated the same good faith effort to reduce the overall number of Section 527 claims. During his trip to Washington in January 2010 and the upcoming bilateral review in Managua in February 2010, he will pressure us to remove those claims or threaten to "resolve" cases without cooperating with us or U.S. claimants.

CALLAHAN